

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

**LEGISLATIVE BILL 906**

Introduced by Karpisek, 32.

Read first time January 12, 2010

Committee: General Affairs

A BILL

1 FOR AN ACT relating to the Nebraska Liquor Control Act; to amend  
2 section 53-177, Revised Statutes Supplement, 2009; to  
3 change and eliminate restrictions on sale of alcoholic  
4 liquor at retail; and to repeal the original section.

5 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 53-177, Revised Statutes Supplement,  
2 2009, is amended to read:

3           53-177 ~~(1)~~ (1)(a) No license shall be issued for the sale  
4 at retail of any alcoholic liquor within one hundred and fifty feet  
5 of any ~~church~~, school, ~~hospital~~, or home for aged or indigent  
6 persons or for veterans, their wives or children.

7           (b) For purposes of this section, school means a public,  
8 private, denominational, or parochial school approved or accredited  
9 pursuant to Chapter 79.

10          (c) This prohibition does not apply ~~(a)~~ (i) to any  
11 location within such distance of one hundred and fifty feet for  
12 which a license to sell alcoholic liquor at retail has been  
13 granted by the Nebraska Liquor Control Commission for two years  
14 continuously prior to making of application for license and ~~(b)~~  
15 (ii) to hotels offering restaurant service, to regularly organized  
16 clubs, or to restaurants, food shops, or other places where sale of  
17 alcoholic liquor is not the principal business carried on, if such  
18 place of business so exempted was established for such purposes  
19 prior to May 24, 1935.

20          (2) No alcoholic liquor, other than beer, shall be sold  
21 for consumption on the premises within three hundred feet from the  
22 campus of any college or university in the state, except that this  
23 section:

24          (a) Does not prohibit a nonpublic college or university  
25 from contracting with an individual or corporation holding a

1 license to sell alcoholic liquor at retail for the purpose of  
2 selling alcoholic liquor at retail on the campus of such college  
3 or university at events sanctioned by such college or university  
4 but does prohibit the sale of alcoholic liquor at retail by such  
5 licensee on the campus of such nonpublic college or university at  
6 student activities or events; and

7 (b) Does not prohibit sales of alcoholic liquor by a  
8 community college culinary education program pursuant to section  
9 53-124.15.

10 Sec. 2. Original section 53-177, Revised Statutes  
11 Supplement, 2009, is repealed.